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Attorneys for Plaintiff  
Linda Patterson

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

LINDA PATTERSON,	)	Case No.: 2:18-cv-01951-BNW
	)	
Plaintiff,	)	STIPULATION AND {PROPOSED}
	)	ORDER FOR THE AWARD AND
vs.	)	PAYMENT OF ATTORNEY FEES
	)	AND EXPENSES PURSUANT TO
ANDREW SAUL,	)	THE EQUAL ACCESS TO JUSTICE
Commissioner of Social Security,	)	ACT, 28 U.S.C. § 2412(d) AND
	)	COSTS PURSUANT TO 28 U.S.C. §
Defendant.	)	1920
	)	

TO THE HONORABLE BRENDA WEKSLER, MAGISTRATE JUDGE  
OF THE DISTRICT COURT:

IT IS HEREBY STIPULATED by and between the parties through their  
undersigned counsel, subject to the approval of the Court, that Linda Patterson be  
awarded attorney fees and expenses in the amount of two thousand four hundred  
dollars (\$2,400.00) under the Equal Access to Justice Act (EAJA), 28 U.S.C. §

1 2412(d), and no costs under 28 U.S.C. § 1920. This amount represents  
2 compensation for all legal services rendered on behalf of Plaintiff by counsel in  
3 connection with this civil action, in accordance with 28 U.S.C. §§ 1920; 2412(d).

4 After the Court issues an order for EAJA fees to Linda Patterson, the  
5 government will consider the matter of Linda Patterson's assignment of EAJA fees  
6 to Cyrus Safa. The retainer agreement containing the assignment is attached as  
7 exhibit 1. Pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521, 2529 (2010), the ability to  
8 honor the assignment will depend on whether the fees are subject to any offset  
9 allowed under the United States Department of the Treasury's Offset Program.  
10 After the order for EAJA fees is entered, the government will determine whether  
11 they are subject to any offset.

12 Fees shall be made payable to Linda Patterson, but if the Department of the  
13 Treasury determines that Linda Patterson does not owe a federal debt, then the  
14 government shall cause the payment of fees, expenses and costs to be made  
15 directly to Law Offices of Lawrence D. Rohlffing, pursuant to the assignment  
16 executed by Linda Patterson.<sup>1</sup> Any payments made shall be delivered to Cyrus  
17 Safa.

18 This stipulation constitutes a compromise settlement of Linda Patterson's  
19 request for EAJA attorney fees, and does not constitute an admission of liability on  
20 the part of Defendant under the EAJA or otherwise. Payment of the agreed amount  
21 shall constitute a complete release from, and bar to, any and all claims that Linda  
22 Patterson and/or Cyrus Safa including Law Offices of Lawrence D. Rohlffing may  
23 have relating to EAJA attorney fees in connection with this action.

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24  
25 <sup>1</sup> The parties do not stipulate whether counsel for the plaintiff has a cognizable lien  
26 under federal law against the recovery of EAJA fees that survives the Treasury  
Offset Program.

1 This award is without prejudice to the rights of Cyrus Safa and/or the Law  
2 Offices of Lawrence D. Rohlfing to seek Social Security Act attorney fees under  
3 42 U.S.C. § 406(b), subject to the savings clause provisions of the EAJA.

4 DATE: June 8, 2020

Respectfully submitted,

5 LAW OFFICES OF LAWRENCE D. ROHLFING

6 /s/ *Cyrus Safa*

7 BY: \_\_\_\_\_

Cyrus Safa  
Attorney for plaintiff Linda Patterson

9 DATE: June 8, 2020

10 NICHOLAS A. TRUTANICH  
United States Attorney

11 /s/ *Tina Naicker*

12  
13 TINA NAICKER  
Special Assistant United States Attorney  
14 Attorneys for Defendant ANDREW SAUL,  
Commissioner of Social Security  
15 (Per e-mail authorization)

16 IT IS SO ORDERED:

17  
18 DATE: 6/10/2020

19   
20 THE HONORABLE BRENDA WEKSLER  
21 UNITED STATES MAGISTRATE JUDGE  
22  
23  
24  
25  
26

**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 12631 East Imperial Highway, Suite C-115, Santa Fe Springs, California 90670.

On this day of June 9, 2020, I served the foregoing document described as STIPULATION FOR THE AWARD AND PAYMENT OF ATTORNEY FEES AND EXPENSES PURSUANT TO THE EQUAL ACCESS TO JUSTICE ACT, 28 U.S.C. § 2412(d) AND COSTS PURSUANT TO 28 U.S.C. § 1920 on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Ms. Linda Patterson  
2109 Sunrise Avenue, Apt. 4  
Las Vegas, NV 89101

I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Santa Fe Springs, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

I declare that I am employed in the office of a member of this court at whose direction the service was made.

Cyrus Safa  
TYPE OR PRINT NAME

*/s/ Cyrus Safa*  
SIGNATURE

**CERTIFICATE OF SERVICE  
FOR CASE NUMBER 2:18-CV-01951-BNW**

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for this court by using the CM/ECF system on June 9, 2020.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system, except the plaintiff served herewith by mail.

*/s/ Cyrus Safa*

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Cyrus Safa  
Attorneys for Plaintiff